

# Order

Michigan Supreme Court  
Lansing, Michigan

October 31, 2005

Clifford W. Taylor,  
Chief Justice

128262

Michael F. Cavanagh  
Elizabeth A. Weaver  
Marilyn Kelly  
Maura D. Corrigan  
Robert P. Young, Jr.  
Stephen J. Markman,  
Justices

PEOPLE OF THE STATE OF MICHIGAN,  
Plaintiff-Appellee,

v

SC: 128262  
COA: 260896  
Kent CC: 96-009759-FC

CARLOS SOTO,  
Defendant-Appellant.

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On order of the Court, the application for leave to appeal the March 4, 2005 order of the Court of Appeals is considered, and it is DENIED, because the Court of Appeals did not clearly err by dismissing defendant's application for leave to appeal. Because defendant failed to file the application for leave to appeal within 12 months of the date of the entry for the September 30, 2002 order as required by MCR 6.509(A) and MCR 7.205(F)(3), the Court of Appeals properly dismissed the application..



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I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

October 31, 2005

*Corbin R. Davis*

Clerk